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THE ANDHRA PRADESH GAZETTE
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AMARAVATI, WEDNESDAY, MAY 21, 2025

G.104

PART II - MISCELLANEOUS NOTIFICATIONS OF INTEREST TO THE PUBLIC

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NOTIFICATIONS BY HEADS OF DEPARTMENTS Etc.,

**SUPERINTENDING ENGINEER,
SRBC CIRCLE NO.1, NANDYAL**

Show Cause Notice No.SE/SRBC.I/NDL/AB/EC.4/182m

Dt: 02-04-2025

Sri B. MAHESH KUMAR, J.A - ABSENT TO DUTY UNAUTHORIZED FROM 21.05.2022 TO TILL TO DATE DISCIPLINARY ACTION INITIATED- PROPOSED TO REMOVE FROM SERVICE - SHOW CAUSE NOTICE.

- Ref:-** 1) EE/SRBC Division.III/NDL Lr. No. EC.1/198 SE dt:14-11-2023.
2) This office Procd.No.115 M, Dt:15.03.2024.
3) T.O Procd No. EC.4/93 M, dt:11-02-2025
4) EE/SRBC Division.III/NDL Lr. No. EC.1/50 SE dt:05-03-2025.

Sri B. Mahesh Kumar, Junior Assistant who was working in the Office of the Executive Engineer, SRBC Division No.III, Nandyal under the control of this circle was absent for duty without applying any leave and prior permission unauthorizedly from 21.05.2022 to till now which is contrary to the leave rules. The period of absconding to duty approximately 2years 9 months. As per GO MS No.129 Dt:01.06.2007, in Rule 5B of AP Rules 1933, a Government servant shall be deemed to have resigned from the service, if he is absent without authorization for a period of exceeding 'one year' or remains absent from duty for a continuous period of exceeding five years with or without leave.

The Executive Engineer has surrendered the services of Sri B Mahesh Kumar, Junior assistant to this office vide reference 1st cited. In this regard, this office has framed articles of charges vide reference 2nd cited and the same was communicated through Executive Engineer by registered post. But, the Executive Engineer has reported that, the registered post was returned under the plea that 'the address left without information hence return to sender'

In this connection, the Executive Engineer, SRBC Division No. III, Nandyal was appointed as inquiry officer to conduct inquiry against Sri B. Mahesh Kumar, Junior Assistant for his unauthorized absence from 21.05.2022 vide reference 3rd cited.

In the reference 4th cited, the Executive Engineer, and inquiry authority has submitted his inquiry report as he has approached Sri B. Mallikarjuna, Teacher working in Sri Rajarajeswari High school, Gadivemula who is the elder brother of Sri B. Mahesh Kumar who resides in the same house No. 5-102, Korrapoleru Road, Gadivemula(V) while working in the Division (upto 2022) Sri B. Mahesh Kumar, Junior Assistant used to stay jointly in the same House address. As the per the information revealed by Sri B. Mallikarjuna, B/o Sri B. Mahesh Kumar, Junior Assistant "Since 2022 Sri B. Mahesh Kumar, JA he is not residing with them and he is not in touch with family numbers residing in Gadivemula and his whereabouts are not known, and even he is not accessible to phone contact". It is clear that the Junior Assistant has kept the information of his residing in darkness and not intimate the fact to the Department. In general, the question continue to exist with his family. All over, the junior assistant has violated following departmental rules as a matter of right and also against Government rules.

(a) As per Rule 3(1) APCS (Conduct) Rules, 1964 "Every Government employee shall be devoted to his duty and shall maintain absolute integrity, discipline, impartiality and a sense of propriety and also as per sub Rule- (3) of rule (3) of APCS conduct Rules, 1964 "No Government employee shall act in a manner which will place his official position under any kind of embarrassment. But, the Junior assistant has violated the APCS conduct Rules and also Rule- 67 of Fundamental Rules. It is highly irregular, dereliction of duty, misconduct and misbehavior in the light of APCS(CC&A) Rules, 1991 for absconding from duty for more than one year.

(b) As per the G.O. Ms No 260 G.A (Ser.C) Department Dt: 4.9.2003 "In all cases of unauthorized absence to duty for a continuous period exceeding "one Year" the penalty of removal from service shall be imposed on the Government , employee, duly following the procedure laid down in the A.P.C.S (CC&A) Rules. 1991.

(c) Later, the Government in G.O. Ms.No. 11 Fin (F.R.1) Department Dt: 13.01.2004 have Amended the Rule- 5 A of A.P. Leave Rules, 1933 by adding Note -4 stated that in all cases of unauthorized absence to duty for continuous period exceeding one year, the penalty of removal from service shall be imposed on Govt. employee.

(d) Now, the Govt, in G.O.Ms. No. 127 General Administration (Services. C) Department Dt: 15.09.2017 have started that "a Govt. Servant shall be deemed to have been Removed from services, if he/ she is absent without authorization for a period of exceeding one year / five year with or without leave".

The inquiry officer has also informed that the Junior Assistant was willfully absent for duty unauthorized from 21.05.2022 to till now.

Under the circumstances explained as above, why the Major Punishment of Removal / dismissal from service should not be imposed on him for his unauthorized absence from duty for more than one year.

Hence, the Junior Assistant is directed to Show cause, as to why the Major penalty of Removal / dismissed from service should not be imposed against his for his absconding from duty as examined above within 15 days, on receipt of his office Memo. A copy of inquiry report is herewith enclosed.

Encl:- Copy of inquiry Officer report dt: 05.03.2025.

To :
Sri B Mahesh Kumar, Junior Assistant
(Through the EE/SRBC Divn.No.III, NDL)

N. SIVA PRASAD REDDY,
Superintending Engineer,
SRBC Circle No.1, Nandyal..

From:
Sri M. Venugopal Reddy
Executive Engineer, (FAC)
SRBC Division No.3, Nandyal.

To
The Superintending Engineer
SRBC Circle No.1,
Nandyal

Lr. No. EE/SRBC Div 3/NDL/AB/EC1/ ^{SE}50, Dated: 05-03-2025.

Public Services – WRD – Sri B. Mahesh Kumar, Junior Assistant (JA), SRBC Division No.3, Nandyal – Disciplinary Proceedings under Rule 20 of AP Civil Services (Classification, Control and Appeal) Rules 1991 – Articles of Charges forwarded to Sri B. Mahesh Kumar, JA by Registered Post – Returned – Executive Engineer, SRBC Division No.3, Nandyal appointed as Enquiry Officer for conducting enquiry – Orders Issued – Enquiry Report – Submitted – Regarding.

Ref: SE, SRBC Circle No.1, Nandyal Proceedings No AB/EC4/93M, Dated 11-02-2025

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In obedience to the proceedings cited above, on 04-03-2025, Sri M. Venugopal Reddy, Executive Engineer (FAC), SRBC Division No.3, Nandyal, who was appointed as Enquiry Officer, has personally approached the Residing Village of Sri. B. Mahesh Kumar: Gadivemula, as a part of the enquiry. Based on the office records and the personal enquiry at Gadivemula Village, following report is submitted:

Vide the SE Proceedings No. AB/EC4/E-18/ 150M, dated 25-03-2022, Probation of Sri. B. Mahesh Kumar, JA was declared by 08-03-2021AN, while probation was commenced on 06-03-2019 FN.

Sri B. Mahesh Kumar, JA is not attending to office duties from: 21-05-2022 and is absconding from duties.

On 20-06-2022, Sri B. Mahesh Kumar has send application to this office for long leave on medical grounds. This office vide Memo No. 278M, dated 25-07-2022 has returned the long leave application with remarks (1) Period of Leave not mentioned (2) Doctor Certificate not enclosed, etc., with directions to attend the remarks and resubmit the application within 7 days, failing of which, the leave period may be treated as EOL or Dies non.)

On 15-11-2022, this office vide memo no. 449M, has informed Sri. B. Mahesh Kumar JA “Absenting yourself from duties without prior *permission* or intimation is a misconduct for which you are making yourself liable for necessary action. This sort of attitude towards your duties is much regrettable and displeasure, causing much inconvenience to the Government work and it attracts the disciplinary action as per APCC Rules 1991. You are directed to submit your explanation forthwith on unauthorized absence from duties”.

On 20-05-2023, this office vide Letter no. 71SE has submitted to the Superintending Engineer, SRBC Circle No.1, Nandyal “Sri B. Mahesh Kumar, JA of this division is not attending to his duties from 21-05-2022 till to date without obtaining any prior permission from the concerned authority and not received any kind of leave from him and he is unauthorized absent to his duties....In view of the above, the services of Sri. B. Mahesh Kumar JA is hereby surrendered to SRBC Circle No.1, Nandyal, to take further necessary action.

On 19-08-2023, The Superintending Engineer vide memo no. AB/EC4/E/18 432S, has called for "to submit further report and directed to take immediate action as per above rules CCA rules in force against Sri. B. Mahesh Kumar, JA, who has been absconding to duty without approval of the higher authority for more than one year and report compliance without fail to this office immediately."

On 09-11-2023 also, the Superintending Engineer, SRBC Circle No.1, Nandyal, vide memo no. AB/EC4/E/18/577S has issued similar instructions and "to initiate disciplinary action against him as per CCA rules in force".

On 15-03-2024, the Superintending Engineer, SRBC Circle No.1, Nandyal vide proceedings No. 115M, dated 15-03-2024, has framed with articles of charge etc.,(Annexure I, II, III & IV) against Sri B. Mahesh Kumar, JA, and communicated to Sri B. Mahesh Kumar, JA, through this office. This office has communicated these articles of charge to the party: Sri B. Mahesh Kumar JA through Registered post to his permanent postal address Sri B. Mahesh Kumar, JA S/o Late B. Thirupalu, House No 5-102, Korrapoleru Road, Gadivemula (V &M) PIN 518 508. (Regd Post No. 541738412IN,Dt 19-03-2024). But Registered Letter was returned on 22-3-2024, under the plea that "the addressee left without information hence return to sender". The same matter i.e., Non Delivery of Articles of Charge through Register Post, was submitted to the Superintending Engineer, SRBC Circle No.1, Nandyal vide this office Letter No. AB/EC1/156SE, Dated 13-08-2024.

In this connection on 11-02-2025, the Superintending Engineer, vide the reference cited above appointed the Executive Engineer, SRBC Division No.3, Nandyal, as enquiry office and to submit a detailed report.

In obedience, the Enquiry Officer has approached Sri B. Mallikharjuna, Teacher, Sri Raja Rajeswari High School, Gadivemula. Sri B. Mallikharjuna, Teacher is the elder brother of Sri. B. Mahesh Kumar, who resides in the same House No 5-102, Korrapoleru Road, Gadivemula (V &M). While working in this office (up to 2022) Sri B. Mahesh Kumar JA used to stay jointly in the same house address. As per the information revealed by Sri B. Mallikharjuna B/o B. Mahesh Kumar, JA: "Since 2022, Sri B. Mahesh Kumar JA is not residing in this house address: House No 5-102, BC Colony, Korrapoleru Road, Gadivemula (V &M), and he is not in touch with the family members residing in Gadivemula and his whereabouts are not known, and even he is not accessible to phone contact.

All the chronology narrated supra, is leading to conclusion of the willful absence to the Government Duties of Sri B. Mahesh Kumar JA, SRBC Division No.3, Nandyal.

Submitted for favour or information and further necessary action.

M. VENUGOPAL REDDY,
Executive Engineer (FAC),
SRBC Division No.3,
Nandyal.

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